

DAC 7/14

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Turner et al.

Serial No.: 10/808,070

Group Art Unit: 1711

Filed: March 24, 2004

Examiner: Samuel A. Acquah

For: AMORPHOUS COPOLYESTERS



Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**PETITION TO ACCEPT AN UNINTENTIONALLY DELAYED CLAIM FOR PRIORITY  
UNDER 37 CFR 1.78(a)(3)**

Applicant hereby petitions the Commissioner to accept a delayed claim for priority for the subject application. Enclosed herewith is an amendment to the specification with the proper reference to the earlier filed application as required by 35 U.S.C. §120. The entire delay between the date the claim for priority was due under CFR 1.78(a)(2)(ii) and the date the claim was filed was unintentional.

The Commissioner also is authorized to charge the fee of \$1370 required for this petition to Deposit Account No. 05-0221.

01/27/2005 MBERNE 00000027 050221 10808070

01 FC:1454 1370.00 DA

Respectfully submitted,

*Eric D. Middlemas*  
Eric D. Middlemas  
Registration No. 53,325  
*January 18, 2005*  
Date

## CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper(s) referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

*Cathy L. Adkins*  
Cathy L. Adkins

*1/18/05*  
Date

UNITED STATES PATENT & TRADEMARK OFFICE  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND

|   |                                     |   |              |
|---|-------------------------------------|---|--------------|
| 1 Date of Request:  | 3/25/05                             | 2 Serial/Patent #   | 10/808,070   |
| 3 Please refund the following fee(s):                         |                                     | 4 PAPER NUMBER  | 5 DATE FILED |
| <input type="checkbox"/> Filing                               |                                     |   | \$           |
| <input type="checkbox"/> Amendment                            |                                     |   | \$           |
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| <input checked="" type="checkbox"/> Petition                  |                                     | 1/24/05   | \$ 1370      |
| <input type="checkbox"/> Issue                                |                                     |   | \$           |
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|   |                                     | 7 TOTAL AMOUNT OF REFUND                                  | \$1370       |
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| <input checked="" type="checkbox"/> No Fee Due (Explanation): | <i>pet 1. 78 dismissed as moot.</i> |   |              |
| 11 REFUND REQUESTED BY:                                       |                                     |   |              |
| TYPED/PRINTED NAME: <u>WAN LAYMAN</u>                         |                                     | TITLE: <u>pet. spm</u>                                    |              |
| SIGNATURE: <u>Wan Layman</u>                                  |                                     | PHONE: _____  |              |
| OFFICE: ***** THIS SPACE RESERVED FOR FINANCE USE ONLY *****  |                                     |   |              |
| APPROVED: <u>Alma Kelle</u>                                   |                                     | DATE: <u>4/20/05</u>                                      |              |

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

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